

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Bielski et al.	Docket No:	086016-0034
Serial No.:	10/800,031	Confirmation No.:	6868
Filed:	March 15, 2004	Group Art Unit:	1615
For:	NOVEL ORALLY ADMINISTRABLE FORMULATION OF NITROFURANTOIN AND A METHOD FOR PREPARING SAID FORMULATION	Examiner:	BARHAM, BETHANY P.

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT
APPEALS AND INTERFERENCES UNDER 37 CFR §41.31

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the Examiner, mailed November 9, 2010, finally rejecting the claims of the above-referenced application.

The fee for the Notice of Appeal pursuant to 37 CFR §41.20(b)(1):

☐ Small entity: \$ 240 ☒ Other than small entity: \$ 540

The form of payment for the appeal fee is indicated below:

- ☒ The Director is authorized to charge the fees specified above to the **McDermott Will & Emery LLP Deposit Account No. 50-0417 (Order No. 086016-0034)**.
- ☒ The Director is authorized to charge any deficiencies, or credit any overpayment, in the fees specified to the **McDermott Will & Emery LLP Deposit Account No. 50-0417 (Order No. 086016-0034)**.

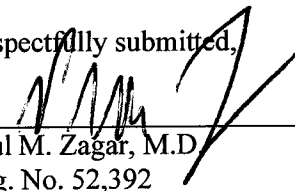
Please direct any inquiries in connection with the above referenced application to the undersigned at 650.813.4800.

Date: May 9, 2011

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Respectfully submitted,


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